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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313
on July 25, 2006

Date of Deposit

Steven L. Oberholtzer
Registration No. 30,670

Name of applicant, assignee or
Registered Representative

Steven L. Oberholtzer
Signature
7-25-06

Date of Signature

Case No. 10546/109

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Michael J. Borrelli

Serial No: 10/746,316

Filed: January 23, 2004

For: METHODS AND
COMPOSITIONS FOR HEAT
ACTIVATED GENE THERAPY
USING CYTOLETHAL
DISTENDING TOXIN

Examiner: Kimberly Chong

Group Art Unit: 1635

PETITION AND FEE FOR EXTENSION OF TIME (37 CFR § 1.136(a))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a petition for an extension of the time to respond to the Office Action dated May 2, 2006 for a period of two month(s).

Applicant:

07/27/2006 NNGUYEN1 00000047 231925 10746316
01 FC:2252 225.00 DA

- claims small entity status. See 37 C.F.R. §1.27.
- is other than small entity.

<u>Extension Months</u>	<u>Other Than Small Entity</u>	<u>Small Entity</u>
<input type="checkbox"/>	One Month	\$120.00
<input checked="" type="checkbox"/>	Two Months	\$450.00
<input type="checkbox"/>	Three Months	\$1,020.00
<input type="checkbox"/>	Four Months	\$1,590.00
<input type="checkbox"/>	Five Months	\$2,160.00

Fee Payment

- Attached is a check for \$_____ for the Petition fee.
- Attached is a credit card authorization form for \$_____ for the Petition fee.
- Charge Petition fee to Deposit Account No. 23-1925. A duplicate copy of this Petition is attached.
- Charge any additional fee required or credit for any excess fee paid to Deposit Account No. 23-1925. A duplicate copy of this Petition is attached.

Respectfully submitted,

Dated: July 25, 2006



Steven L. Oberholtzer
Registration No. 30,670
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
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